

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DALONTE FOARD,

Defendant.

8:20-CR-333

ORDER

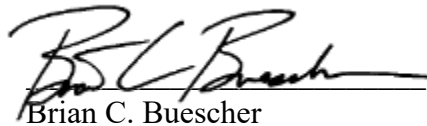
This matter is before the Court on the defendant's Motion to Compel Attorney to Surrender Case File. [Filing 273](#). The defendant explains that he "intends to file a Motion to Vacate, Set Aside, or Correct Sentence Under 28 U.S.C § 2255" and that the "records [the defendant] seeks are necessary for preparation of such pleadings and [are] his property." [Filing 273 at 3](#). In a previous Order, the Court ordered the defendant's former counsel to "furnish the defendant with any transcripts in his possession that is related to the defendant's case." [Filing 268](#). The defendant avers that he has not received any communication from his former counsel. [Filing 273](#) at 3. Before resolving this Motion, the Court will order the defendant's former counsel to submit an affidavit regarding his compliance with the Court's Order at [Filing 268](#).

IT IS ORDERED:

1. The defendant's former counsel, Peder C. Bartling, shall submit an affidavit regarding his compliance with the Court's Order at [Filing 268](#);
2. The defendant's Motion to Compel Attorney to Surrender Case File, [Filing 273](#), remains pending; and
3. The Clerk's Office shall transmit a copy of this order to the defendant and Mr. Bartling.

Dated this 11th day of December, 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read "B.C. Buescher", written over a horizontal line.

Brian C. Buescher

United States District Judge